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**PATENT**

**IN THE UNITED STATES PATENT & TRADEMARK OFFICE**

Applicant: BYRUM, Randal T. and : Paper No:  
CONLON, Sean P.

Serial No. 10/676,288 : Group Art Unit: 3736

Filed: 10-1-2003 : Examiner:

For: GASTRIC BAND INTRODUCTION DEVICE (END-5085)

**INFORMATION DISCLOSURE STATEMENT**

COMMISSIONER FOR PATENTS  
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Alexandria, VA 22313-1450

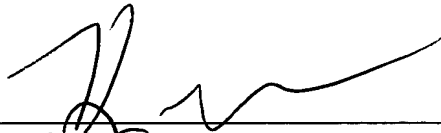
Dear Sir:

In accordance with 37 C.F.R. §§1.97 and 1.98, Applicant herewith submits certain patent references and other information, which the Patent & Trademark Office may wish to consider in examining the above-identified application. The references and information are provided below, and are also listed on the attached Form PTO-1449.

<b><u>REFERENCES</u></b>	<b><u>INVENTOR</u></b>	<b><u>ISSUE DATE</u></b>
US 6,383,197 B1	Conlon et al.	May 7, 2002
US 6,409,733 B1	Conlon et al.	June 25, 2002
EP 1 281 360 A1 (English and German)	AMI Agency for Medical Innovations GmbH	Aug. 03, 2001

Copies of the listed references are provided. No representation is made or intended that a prior art search has been made or that no better art than the listed is available. It is respectfully requested that the information be considered by the Examiner and made of record in the present application.

The Assistant Commissioner for Patents is authorized to charge any deficiency or credit any overpayment to Frost Brown Todd LLC Deposit Account No. 06-2226.

  
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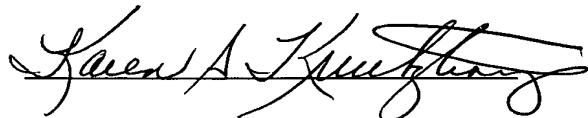
FROST BROWN TODD LLC  
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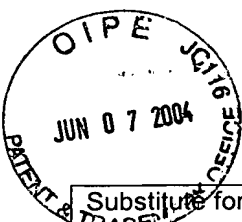
June 2, 2004

**CERTIFICATE OF MAILING**

I hereby certify that a copy of this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to Commissioner of Patents, P.O. Box 1450, Alexandria, VA 22313-1450 this 2nd day of June, 2004.

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Substitute for Form PTO 1449

## INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(use as many sheets as necessary)

### Complete if Known

Application No.	10/676,288
Filing Date	10-1-2003
First Named Inventor	Byrum et al. (END-5085)
Art Unit	
Examiner Name	3736

Sheet	1	of	1	Attorney Docket No.	21680/0515150
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### U.S. PATENT DOCUMENTS

Examiner initials	Cite No.	DOCUMENT NUMBER	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind code <sup>2</sup> (if known)			
		US- 6,383,197 B1			
		US- 6,409,733 B1			
		US-			

### FOREIGN PATENT DOCUMENTS

Examiner initials	Cite No.	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T <sup>6</sup>
		Country Code <sup>3</sup> -Number <sup>4</sup> -Kind code <sup>5</sup> (if known)				
		EP 1 281 360 A1	8/03/2001	AMI Agency for Medical Innovations GmbH		

### OTHER PRIOR ART – NON PATENT LITERATURE DOCUMENTS

Examiner initials	Cite No.	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published	T <sup>6</sup>

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EXAMINER SIGNATURE \_\_\_\_\_ DATE CONSIDERED \_\_\_\_\_

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>1</sup> Applicant's unique citation designation number (optional). <sup>2</sup> See Kinds Codes of USPTO Patent Documents at [www.uspto.gov](http://www.uspto.gov) or MPEP 901.04. <sup>3</sup> Enter office that issued the document, by the two-letter code (WIPO Standard ST. 3). <sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup> Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. <sup>6</sup> Applicant is to place a check mark here if English language Translation is attached.